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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT SEATTLE

7 TINYBUILD LLC,

8 Plaintiff,

9 v.

10 NIVAL INTERNATIONAL LIMITED,

11 Defendant.

C19-805 TSZ

MINUTE ORDER

12 The following Minute Order is made by direction of the Court, the Honorable  
13 Thomas S. Zilly, United States District Judge:

14 (1) Defendant Nival International Limited's motion for protective order, docket  
15 no. 21, is GRANTED in part and DENIED in part, as follows. The Court will enter a  
16 protective order in the district's model form, but will add a provision that allows the  
17 parties to designate materials as "attorney's eyes only." The Court will not, however,  
18 define in the abstract, in the absence of consensus among the parties, the categories of  
documents that may be marked "confidential" or "attorney's eyes only." As reflected in  
the district's model order, if a party wishes to challenge a "confidential" or "attorney's  
eyes only" designation, it may do so via a good faith effort to meet and confer and, if  
necessary, by filing and serving an appropriate motion. Counsel shall work cooperatively  
to minimize the volume of materials designated as "confidential" and/or "attorney's eyes  
only."

19 (2) Defendant's motion to strike, docket no. 25, plaintiff's response is  
20 DENIED. Plaintiff's cross-motion, docket no. 26, for an extension is GRANTED, and  
21 plaintiff's response, docket no. 22, which was filed one day after the deadline, has been  
22 considered, along with defendant's substantive reply, docket no. 25. Counsel are  
23 encouraged, in the future, to accord more professional courtesy to each other and to  
jointly seek extensions or similar proactive relief rather than filing motions to strike or  
seeking other punitive remedies.

(3) The Clerk is directed to send a copy of this Minute Order to all counsel of record.

Dated this 7th day November, 2019.

William M. McCool  
Clerk

s/Karen Dews  
Deputy Clerk